

LEGISLATIVE BILL 692

Approved by the Governor April 15, 2004

Introduced by Preister, 5; Bromm, 23

AN ACT relating to judgments against the state; to amend section 25-21,211, Reissue Revised Statutes of Nebraska; to change provisions relating to payment of judgments; and to repeal the original section.
Be it enacted by the people of the State of Nebraska,

Section 1. Section 25-21,211, Reissue Revised Statutes of Nebraska, is amended to read:

25-21,211. The court by which any judgment is rendered against the state shall certify ~~the same~~ such judgment to the Director of Administrative Services, who shall pay the same from any special fund or appropriation applicable ~~thereto~~ to such judgment, and if ~~none such~~ no special fund or appropriation has been provided or made, then from any appropriations made to the department or institution, relating to which the cause of action arose. A ~~+~~ ~~PROVIDED~~, a certificate of the Director of Administrative Services, or of the chief officer of such department or institution, that the current appropriations will not permit payment of such judgment without great public inconvenience, shall operate as a stay of such judgment until the adjournment of the next regular session of the Legislature. When ~~+~~ ~~and in case of~~ such stay being is claimed or taken, interest shall run on such judgment from ~~its date at the rate of ten percent per annum~~ the date on which the court certified the judgment to the Director of Administrative Services at the rate set in section 45-103.

Sec. 2. Original section 25-21,211, Reissue Revised Statutes of Nebraska, is repealed.